

3722

119-32000

CERTIFICATION UNDER 37 CFR 1.8

I hereby certify that this document is being deposited with the United States Postal Service on this date September 18, 2001 in an envelope as FIRST CLASS MAIL with sufficient postage addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

#7
appeal
E. Fayton
10/3/01

Patricia Thompson
(Type or print name of person mailing paper)
Patricia Thompson
(Signature of person mailing paper)

10/23/2001 EPAYTON 00000003 09678537

01 FC:119

310.00 OP

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Lashley :
Serial No.: 09/678,537 : Group Art Unit: 3728
Filed: October 3, 2000 : Examiner: Gehman, B

Title: Container Apparatus and :
Method :

NOTICE OF APPEAL
FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

Hon. Commissioner of
Patents and Trademarks
Attn.: Board of Appeals
Washington, D.C. 20231

RECEIVED

OCT 01 2001

BOARD OF PATENT APPEALS
AND INTERFERENCES

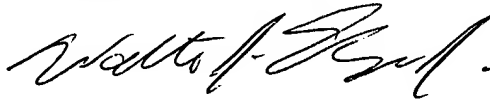
Dear Sir or Madam:

Applicant hereby appeal(s) to the Board of Appeals from the decisions dated June 21, 2001 of the Examiner finally rejecting claim 9 under 35 U.S.C. 112 and finally rejecting claims 1-11

and 17-18 under 35 U.S.C. 103(a) under various combinations of patents. Also enclosed is a brief on appeal, the final form of the claims in this matter, and an amendment after final office action. Three copies and an original of all these documents are enclosed.

A check for \$310.00 (for a small entity) is enclosed for the notice of appeal fee (\$155.00) and the brief in support of appeal fee (\$155.00). If there is a further deficiency please charge deposit account no. 20-0437.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Walter J. Tencza Jr.", with a stylized flourish at the end.

Walter J. Tencza Jr.

Reg. No. 35,708
Suite 3
10 Station Place
Metuchen, N.J. 08840
(732) 549-3007
Fax (732) 549-8486